

 KENTUCKY CORRECTIONS Policies and Procedures	Policy Number	Total Pages
	27-20-03	3
	Date Filed	Effective Date
	March 12, 2012	May 4, 2012
Authority/References	Subject	
KRS 197.045, 197.047, 439.250, 439.3406, 439.345	PAROLE COMPLIANCE CREDIT	

I. DEFINITION

"Compliance credit" is defined in KRS 439.250.

II. POLICY and PROCEDURES

A. Probation & Parole Responsibilities for Parole and Mandatory Re-Entry Supervision Compliance Credits

1. Educational Credit

- a. If the officer receives notification that the offender has obtained a degree, diploma, applied science certification, or completing another applicable educational program, the officer shall verify receipt of the educational achievement.
- b. The officer shall enter the documentation of the educational achievement in the offender management system.
- c. The officer shall submit notice of ninety (90) days educational credit to offender information services unless automatically generated by the offender management system.

2. Program Completion Credit

- a. If the officer receives notification that the offender has successfully completed a six (6) month (minimum) program approved by the Department, the officer shall verify program completion.
- b. The officer shall enter the documentation of the program completion in the offender management system.

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- c. The officer shall submit notice of the ninety (90) days credit to offender information services unless automatically generated by the offender management system.

3. Extraordinary Service Credit

- a. If the officer receives notification of an offender's extraordinary act, the officer may submit to the Director or designee a recommendation for extraordinary service credit up to seven (7) days per month.
- b. The Director or designee shall review the recommendation and may submit a recommendation for extraordinary service credit to the Commissioner.
- c. If the Commissioner or designee approves extraordinary service credit, the Commissioner or designee gives notice to offender information services.

4. Seven Day Compliance Credit pursuant to KRS 439.345

- a. In order to prevent the offender management system from incorrectly applying the seven (7) day compliance credit, the officer shall determine if the offender:
 - (1) is non-compliant with his or her case plan,
 - (2) has been arrested for a new offense, or
 - (3) has failed to make a scheduled monthly restitution payment, and
- b. If the offender is ineligible for compliance credit pursuant to II. A. 4. a., the officer shall enter into the offender management system one or more of the following:
 - (1) A violation report pursuant to CPP 27-15-01 (Investigating and Reporting Violations and Unusual Incidents),
 - (2) An external movement showing a return to custody, pursuant to CPP 27-04-02 (External Movement), or
 - (3) A warrant for parole violation pursuant to CPP 27-18-01 (Probation & Parole Issuance of Detainer or Warrant).

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5. Work for Time Credit

If an offender provides documentation of verifiable wage-earning employment hours worked:

- a. The officer shall determine whether further verification of employment or hours is necessary. Employment may be verified by employment records, pay stub, employer letter, or other similarly reliable method.
- b. The offender shall receive one (1) day of work for time credit for every forty (40) hours of employment worked, unless the officer determines the work is not supported, accurately reported, or other similar reason. The officer shall enter any necessary employment information in the offender management system to allow for appropriate application of the credit.

6. Mandatory re-entry supervision offenders shall be eligible for sentence credits pursuant to KRS 197.045 and 439.3406. Offenders on postincarceration supervision shall not be eligible for compliance credits since the sentence is completed.

B. Compliance Credit Dispute

1. If the offender wishes to dispute the eligibility determination for parole compliance credits, the offender shall explain the reasons he believes he is eligible for the credit to the officer.
2. The officer shall report the dispute to the supervisor for review.
3. The supervisor shall review the eligibility and inform the offender of the decision.
4. If the offender wishes to dispute the parole compliance credit eligibility further, the offender shall follow the appeal process through offender information services in CPP 17.4 (Administrative Remedies: Sentence Calculations).